

**DRUGS AND DEVICES ACTIONABLE BECAUSE OF FAILURE TO BEAR
ADEQUATE DIRECTIONS OR WARNING STATEMENTS**

DRUGS FOR HUMAN USE*

6089. Napier's 14 & 10 Vitamins-Minerals tablets, Napier's Special Formula tablets, Napier's Inhalant & Rubbing Oil, and Napier's Family Salve.
(F.D.C. No. 43099. S. Nos. 25-277/80 P.)

INFORMATION FILED: 9-14-59, N. Dist. Iowa, against Don A. Napier, Tahlequah, Okla.

ALLEGED VIOLATION: On 9-11-58, the defendant, in the course of a sales talk at the Clay County Fair, Spencer, Iowa, made oral representations holding out *Napier's 14 & 10 Vitamins-Minerals tablets* (count 1), *Napier's Special Formula tablets* (count 3), *Napier's Inhalant & Rubbing Oil* (count 5), and *Napier's Family Salve* (count 6), as treatments for the diseases, symptoms, and conditions set forth below, which acts resulted in the article being misbranded while held for sale in violation of 502(f) (1).

The information alleged also that the defendant caused *Napier's 14 & 10 Vitamins-Minerals tablets* (count 2) and *Napier's Special Formula tablets* (count 4) to be accompanied by labeling, namely, the booklets and leaflets referred to below, which acts resulted in the articles being misbranded while held for sale in violation of 502(a).

LABEL IN PART: "NAPIER'S 14 & 10 (Improved) VITAMINS-MINERALS 60 Tablets—30 day supply Prepared for CHIEF D. A. NAPIER R.R. #3 · Tahlequah, Okla."; "100 Tablets NAPIER'S Special Formula E.P. A high potency dietary supplement furnishing a wide range of vitamins and minerals Distributed by CHIEF D. A. NAPIER R.R. #3 · Tahlequah, Okla."; NAPIER'S Inhalant & Rubbing Oil. Relieve Symptoms of COLDS by inhaling also use as a RUBBING OIL for soreness in the body due to COLDS AND FATIGUE Active Ingredients: Eucalyptus Oil, Menthol, Peppermint Oil, Thymol, Camphor Contents 1 Fl. Oz. CHIEF D. A. NAPIER R.R. 3 Tahlequah, Okla."; and "CONTENTS 2 Fl. Ozs. NAPIER'S FAMILY SALVE. Active Ingredients: Methyl Salicylate, Oil Pine Tar and Balsam Peru in a Petrolatum base. DIRECTIONS: CHIEF D. A. NAPIER R.R. 3 TAHLEQUAH, OKLA."

ACCOMPANYING LABELING: Booklet entitled "Napier's Health Book" and a leaflet entitled "How vitamins and minerals help the whole family."

CHARGE: 502(a)—the labeling which accompanied the *Napier's 14 & 10 Vitamins-Minerals tablets* and *Napier's Special Formula tablets* contained false and misleading representations that such articles were adequate and effective to insure radiant health, and to prevent and treat practically all diseases and pathological conditions of man, including tuberculosis, heart disease, liver and kidney disorders, gout, jaundice, skin diseases, indigestion, sexual weakness or impotence, mental deficiency, diabetes, catarrh, sores that do not heal, arthritis, rheumatism, chronic bronchitis, and sclerosis of the liver; and 502(f) (1)—the labeling of the articles failed to bear adequate directions for use for the purposes for which they were intended, namely, (*Napier's 14 & 10 Vitamins-Minerals tablets*) in the treatment of arthritis, rheumatism, high blood pressure, improving eyesight, and insuring good health generally; (*Napier's Special Formula tablets*) for restoring lost manhood, improving

*See also Nos. 6082-6084, 6088.